

11-28-05

IFW 2662

Practitioner's Docket No.: 967_025

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Susumu Ibaraki et al.

Ser. No.: 10/047,282

Art Unit: 2662

Filed: January 14, 2002

Examiner: Brian S. Roberts

Confirmation No.: 4502

For: TRANSMISSION SYSTEM

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service using the Express Mail Post Office To Addressee service per 37 CFR 1.10 under Express Mail No. EV 676909305 US addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 23, 2005.

Susanne C. Aregano
Susanne C. Aregano

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office communication having a mailing date of November 16, 2005, and pursuant to 37 CFR 1.499 and MPEP 818.03(b), Applicants hereby provisionally elect, with traverse, to prosecute the claims of Group I (Claims 1-8 and 16-19) in the above-captioned patent application.

Applicants respectfully traverse the restriction requirement since the subject matter of all of claims - is sufficiently related that a thorough and complete search for the subject matter of the elected claims would necessarily encompass a thorough and complete search for the subject matter of the non-elected claims. Thus, it is respectfully submitted that search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is clearly stated that "[i]f the search and examination of an entire application can

be made without serious burden, the Examiner must examine it on the merits." It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to applicants and improper duplicative examination by the Patent Office.

Applicants herein reserve the right to file divisional patent application(s) based on the subject matter of the non-elected claims.

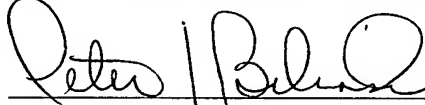
Entry of this response and expedited examination of the elected claims is respectfully requested at this time.

If the Examiner wishes to expedite disposition of the above-captioned patent application, he is invited to contact Applicants' representative at the telephone number below.

The Director is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289.

Respectfully submitted,

WALL MARJAMA & BILINSKI LLP

A handwritten signature in dark ink, appearing to read "Peter J. Bilinski", is written over a horizontal line.

Peter J. Bilinski
Reg. No. 35,067

November 23, 2005

Date

PJB/sca
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PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/047,282		
	Filing Date	January 14, 2002	
	First Named Inventor	Susumu Ibaraki	
	Group Art Unit	2662	
	Examiner Name	Brian S. Roberts	
Total Number of Pages in This Submission	4	Attorney Docket Number	967_025

ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
 - ☐ Fee Attached
- ☒ Amendment / Reply
 - ☐ After Final
 - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
 - ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
 - ☐ Petition to Convert to a Provisional Application
 - ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s)

- ☐ After Allowance Communication to Technology Center (TC)
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):
Response to Restriction Requirement (2 pgs) and Return Mailroom Postcard

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account No. 50-0289.

Express Mail Label No. EV 676909305 US**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Wall Marjama & Bilinski LLP	Reg. No. 35,067
Signature		
Date	November 23, 2005	

CERTIFICATE OF MAILING

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Typed or printed name	Susanne C. Aregano	Date	November 23, 2005
Signature			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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